

# **SAMPLE**

## **INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF \_\_\_\_\_ AND THE COUNTY OF \_\_\_\_\_ FOR ENHANCED 9-1-1 EMERGENCY TELEPHONE SERVICE**

THIS AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2000, between the City of \_\_\_\_\_, a municipal corporation, hereinafter referred to as the “Municipality” and the County of \_\_\_\_\_, hereinafter referred to as the “County.”

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and,

WHEREAS, 5 ILCS 220/1, entitled the “Intergovernmental Cooperation Act,” provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and,

WHEREAS, 5 ILCS 220/2, defines a public agency as follows:

“any unit of local government as defined in the Illinois Constitution of 1970, any school district, any public community college district, any public building commission, the State of Illinois, any agency of the State government or of the United States, or any other State, any political subdivision of another State, and any combination of the above pursuant to an intergovernmental agreement which includes provisions for a governing body of the agency created by the agreement.”

WHEREAS, the Municipality is a unit of government situated partially within the corporate boundaries of the County, Illinois and partially outside the corporate limits of the County; and,

WHEREAS, the Municipality and the County of have determined that there presently exists a need for the County to handle wireless 9-1-1 calls for the 9-1-1 jurisdiction that serves all the residents within the Municipality; and,

WHEREAS, the Wireless Emergency Telephone Safety Act (50 ILCS 751), paragraph 751/15, provides that 2 or more emergency telephone system boards or qualified units of local government may, by virtue of an intergovernmental agreement, provide wireless 9-1-1 service for the other’s jurisdictional boundaries.

WHEREAS, Section 751/20 of the act creates the Wireless Service Emergency Fund subject to appropriation, moneys in the Wireless Service Emergency Fund may only be used for grants for emergency telephone systems boards, qualified governmental entities, or the department of State Police. These grants may be used only for the design implementation, operation, maintenance, or upgrade of wireless 9-1-1 or E9-1-1 emergency services and public safety answering points, and for no other purposes.

WHEREAS, Section 751/25 provides that the Department of Central Management Services (CMS) shall, subject to appropriation, make monthly proportional grants to the appropriate Emergency Telephone System Board or qualified governmental entity based upon the United States Postal Zip Code of the wireless subscribers billing address.

NOW, THEREFORE IT IS HEREBY AGREED THAT,

1. All 9-1-1 wireless calls in the Jurisdictional boundaries of the Municipality will be answered by the County and the 9-1-1 call will be **a.)** transferred back to the Municipality for dispatch or **b.)** directly dispatched by the County.
2. All wireless surcharge monies collected from zip codes within the Municipality boundaries will be collected by CMS and remitted to the County.
3. This agreement shall be effective when signed by the Municipality and County and will remain effective until \_\_\_\_\_.

IN WITNESS WHEREOF, the undersigned local governments have set their signatures on the respective dates set forth below. This document may be signed in duplicate originals.

City of \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

ATTEST:

By \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

County of \_\_\_\_\_

By \_\_\_\_\_

Title\_\_\_\_\_

ATTEST:

By\_\_\_\_\_

Title\_\_\_\_\_

Date\_\_\_\_\_